

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Not Yet Assigned
 Group Art Unit : Not Yet Assigned
 Applicants : Rónán C. O'Hagan *et al.*
 Application No. : 10/540,828 Confirmation No.: 2251
 Filed : June 24, 2005
 International Application No. : PCT/US03/41358
 International Filing Date : December 23, 2003
 For : *IN VIVO* METHODS FOR VALIDATING THE ROLE OF A
 TUMOR MAINTENANCE GENE

Attention: PCT Legal Staff
 Mail Stop PCT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450

EXPRESS MAIL CERTIFICATION

Express Mail Label No. EV669673419US

Date of Deposit: July 14, 2006

I hereby certify that this certification and the following papers and fees:

1. Petition for Revival of an International Application for Patent
 Designating the U.S. Abandoned Unintentionally Under 37 CFR 1.137(b);
2. Reply to Notification of Abandonment (in duplicate); and
3. Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to Mail Stop PCT, Hon. Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name: 
 Katta Smith

Express Mail Label EV669673419US

GEN/005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Not Yet Assigned
 Group Art Unit : Not Yet Assigned
 Applicants : Rónán C. O'Hagan *et al.*
 Application No. : 10/540,828 Confirmation No.: 2251
 Filed : June 24, 2005
 International Application No. : PCT/US03/41358
 International Filing Date : December 23, 2003
 For : *IN VIVO* METHODS FOR VALIDATING THE ROLE OF A
 TUMOR MAINTENANCE GENE

New York, New York
 July 14, 2006

Attention: PCT Legal Staff
 Mail Stop PCT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450

RECEIVED
 24 JUL 2006
 Legal Staff
 International Division

REPLY TO NOTIFICATION OF ABANDONMENT

Sir:

Applicants filed on June 24, 2005 all of the necessary papers for filing an application under 35 U.S.C. § 371 and charged the filing fees to a deposit account. However, there was an inadvertent typographical error in the deposit account number recited in the filed papers.

01 FC:1631	388.00 DA
02 FC:1641	183.00 DA
03 FC:1633	200.00 DA
04 FC:1616	360.00 DA
05 FC:1615	250.00 DA
06 FC:1614	800.00 DA

Application No.: 10/540,828
Reply dated July 14, 2006

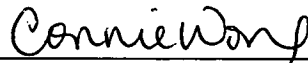
Please charge Deposit Account No. 06-1075, Order No. 001581-0151 in the amount of \$955.00 in payment of the full U.S. Basic National Fee.

Please charge Deposit Account No. 06-1075, Order No. 800000-5100 in the amount of \$750.00 in payment of the fee under 37 C.F.R. § 1.17(m).

The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 06-1075, Order No. 800000-5100.

A duplicate copy of this Reply is enclosed.

Respectfully submitted,



Jane T. Gunnison (Reg. No. 38,479)
Z. Ying Li (Reg. No. 42,800)
Attorneys for Applicants
Connie Wong (Reg. No. L0104)
Agent for Applicants
FISH & NEAVE IP GROUP
ROPES & GRAY LLP
Customer No. 1473
1251 Avenue of the Americas
New York, New York 10020-1104
Tel.: (212) 596-9000
Fax.: (212) 596-9090

**PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT
DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number
(Optional)
GEN/005

First Named Inventor: Rónán C. O'Hagan

International (PCT) Application No.: PCT/US03/41358

U.S. Application No.: 10/540,828
(if known)

Filed: December 23, 2003

Title: *IN VIVO* METHODS FOR VALIDATING THE ROLE OF A TUMOR MAINTENANCE GENEAttention: PCT Legal Staff
Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371 (c) were not filed prior to the expiration of the time set in 37 CFR 1.495(b) or (c) as applicable. The date of abandonment is the day after the date on which the 35 U.S.C. 371 (c) requirements were due. See 37CFR1.495(h).

APPLICANTS HEREBY PETITION FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee
- (2) Proper reply
- (3) Terminal disclaimer with disclaimer fee which is required for all international applications having an international filing date before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☒ Small entity - fee \$750.00 (37 CFR 1.17(m)). Applicant claims small entity status.
See 37 CFR 1.27.

☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Proper reply

A. The proper reply (the missing 35 U.S.C. 371 (c) requirement(s)) in the form of
a Reply authorizing payment of the full U.S. Basic National Fee _____ (identify type of reply):

☐ has been filed previously on _____.

☒ is enclosed herewith.

07/20/2006 GFREY1 00000081 061075 10540828

01 FC:2453 750.00 BA

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Connie Wong

Signature

July 14, 2006

Date

Connie Wong, Agent for Applicants

Typed or Printed Name

L0104

Registration Number, if applicable

Fish & Neave IP Group, Ropes & Gray LLP

Address

212-596-9000

Telephone Number

1251 Avenue of the Americas, New York, NY 10020

Address

- Enclosures: ☒ Reply (in duplicate)
- ☐ Terminal Disclaimer
- ☒ Other (please identify): Certificate of Express Mailing
- Postcard

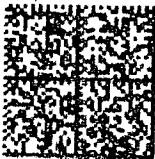
FLAT RATE



EXPRESS
MAIL

UNITED STATES POSTAL SERVICE®

UNITED STATES POSTAGE
\$ 02 1A
0004308489 JL
MAILED FROM ZIP C



USE ZIP CODE



EVB69673419US



EXPRESS
MAIL

UNITED STATES POSTAL SERVICE®

Post Office To Addressee

Addressee Copy
Label 11-F, April 2004

ORIGIN (POSTAL SERVICE USE ONLY)		DELIVERY (POSTAL SERVICE USE ONLY)	
PO ZIP Code	Day of Delivery <input type="checkbox"/> Next <input type="checkbox"/> 2nd <input type="checkbox"/> 3rd	Delivery Attempt	Time
Date Accepted	Scheduled Date of Delivery Month Day	Mo. Day	Mo. Day
Mo. Day Year	Scheduled Time of Delivery <input type="checkbox"/> Noon <input checked="" type="checkbox"/> 3 PM	Delivery Attempt	Time
Time Accepted	Military	Mo. Day	Mo. Day
Flat Rate <input type="checkbox"/> or Weight	Int'l Alpha Country Code	Delivery Date	Time
lbs. ozs.		Mo. Day	Mo. Day
CUSTOMER USE ONLY		Time	
METHOD OF PAYMENT		Signature	
Express Mail Corporate Acct. No.		Employee Signature	

lope.

9

how many
all box.

y only

FROM: (PLEASE PRINT)		TO: (PLEASE PRINT)	
NAME	PHONE	NAME	PHONE
JTG/CWONG 001581-0151 (GEN/005)		USPTO MAIL CENTER Mail Stop Commissioner for Patents A-6, Box 1450 Alexandria, Virginia 22313-1450	
JTG/CWONG 001581-0151 (GEN/005)		JUL 14 2004 ALEXANDRIA, VIRGINIA 22313-1450	

FOR PICKUP OR TRACKING: Visit WWW.usps.com or Call 1-800-222-1811

The
the

ED 40E EX-1000 0000

@ USPS 1995